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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant: Dan A. BALOGH et al.
Application No.: 10/823,579
Filed: April 14, 2004
Group: 2467
Examiner: Hong Sol Cho
For: METHOD OF TRANSFERRING CALL TRANSITION
MESSAGES BETWEEN NETWORK CONTROLLERS ON
DIFFERENT RADIO TECHNOLOGIES
Attorney Docket No.: 29250-002026/US

Customer Service Window
Randolph Building
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July 30, 2010

STATEMENT UNDER 37 C.F.R. § 1.133(b)

Sir:

In response to the telephonic interview conducted on June 30, 2010 between Examiner Cho, Eugene Pierson and Ryan Alley and the Interview Summary dated July 1, 2010, the following remarks are respectfully submitted in connection with the above-identified application.

Interview Summary

During the Examiner Interview Applicants argued that the Examiner's incorrectly alleges that Ahmavaara discloses "sending the relay message over a **tunneling medium to the second network controller operating according to the second radio technology**" as recited in claim 1.

Specifically, Applicants argued that in Ahmavaara if a UTRAN decides to perform a intersystem change, a radio network controller controlling the UTRAN initiates a relocation procedure by sending a relocation request message to a **mobile**

switching center. The mobile switching center then sends a relocation command message to the old RNC to inform that resources for the relocation are allocated towards a new base station (Ahmavaara, col. 7, line 60 through col. 8, line 25).

Additionally, during the phone interview, the Examiner asserted that because the mobile switching center in Ahmavaara communicates with two network controllers operating according to two radio technologies that Ahmavaara discloses "sending the relay message over a tunneling medium to the second network controller operating according to the second radio technology" as recited in claim 1.

Also, during the Examiner interview the Examiner believes that if Applicants amended independent claim 1 to include the subject matter of dependent claims 3 and 6, then amended claim 1 would require a further search and consideration of the art.

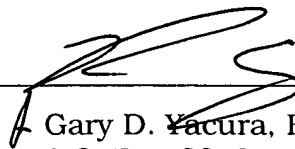
CONCLUSION

Should there be any outstanding matters that need to be resolved in the present application; the Examiner is respectfully requested to contact the undersigned at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

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